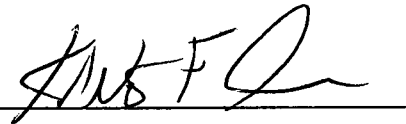


By:



H.B. No. 2254

A BILL TO BE ENTITLED

AN ACT

relating to the eligibility of nonborder areas for certain state assistance and coordinated outreach.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 15.008, Water Code, is amended to read as follows:

Sec. 15.008. GRANT STANDARDS. The law regarding uniform grants and contract management, Chapter 783, Government Code, does not apply to a contract under Subchapter F, H, K, or P, or to a contract relating to an economically distressed area [~~or nonborder colonia~~] under Subchapter C.

SECTION 2. Section 15.102(b), Water Code, as amended by Chapters 966, 1234, and 1367, Acts of the 77th Legislature, Regular Session, 2001, is reenacted and amended to read as follows:

(b) The loan fund may also be used by the board to provide:

(1) grants or loans for[~~+(1)~~] projects that include supplying water and wastewater services in economically distressed areas [~~or nonborder colonias~~] as provided by legislative appropriations, this chapter, and board rules, including projects involving retail distribution of those services; and

(2) grants for:

(A) [~~+(2)~~] projects for which federal grant funds are placed in the loan fund;

(B) [~~+(3)~~] projects, on specific legislative

1 appropriation for those projects; or

2 (C) [~~4~~] desalination, brush control, weather
3 modification, regionalization, and projects providing regional
4 water quality enhancement services as defined by board rule,
5 including regional conveyance systems.

6 SECTION 3. Section 15.105(a), Water Code, is amended to
7 read as follows:

8 (a) In passing on an application for financial assistance
9 from the loan fund, the board shall consider but is not limited to:

10 (1) the needs of the area to be served by the project
11 and the benefit of the project to the area in relation to the needs
12 of other areas requiring state assistance in any manner and the
13 benefits of those projects to the other areas;

14 (2) the availability of revenue to the applicant from
15 all sources for the ultimate repayment of the cost of the project,
16 including all interest;

17 (3) the relationship of the project to overall
18 statewide needs;

19 (4) the ability of the applicant to finance the
20 project without state assistance;

21 (5) for applications for grants or loans for
22 economically distressed areas [~~or nonborder colonias~~], the
23 regulatory efforts by the county in which the project is located to
24 control the construction of subdivisions that lack basic utility
25 services; and

26 (6) for applications for grants under Section
27 15.102(b)(2), the ability of the applicant to construct the project

1 without the grant and the benefits of the project to water and
2 wastewater needs of the state.

3 SECTION 4. Section 775.002(c), Government Code, is amended
4 to read as follows:

5 (c) The colonia initiatives coordinator may work with the
6 other agencies and local officials involved in colonia projects in
7 the state to:

8 (1) coordinate efforts to address colonia issues;

9 (2) identify nonprofit self-help groups to help with
10 colonia initiatives;

11 (3) set goals for each state fiscal year for colonia
12 initiatives in the state, including goals to:

13 (A) address easement problems; and

14 (B) ensure that water and wastewater connections
15 are extended from distribution lines to houses located in colonias;
16 and

17 (4) ensure that the goals set under this subsection
18 are met each state fiscal year [~~and~~

19 ~~[(5) coordinate state outreach efforts to nonborder~~
20 ~~colonias and to political subdivisions capable of providing water~~
21 ~~and wastewater services to nonborder colonias]~~.

22 SECTION 5. Section 2306.581(1), Government Code, is amended
23 to read as follows:

24 (1) "Colonia" means a geographic area located in a
25 county some part of which is within 50 [~~150~~] miles of the
26 international border of this state and that:

27 (A) has a majority population composed of

1 individuals and families of low income and very low income, based on
2 the federal Office of Management and Budget poverty index, and
3 meets the qualifications of an economically distressed area under
4 Section 17.921, Water Code; or

5 (B) has the physical and economic
6 characteristics of a colonia, as determined by the department.

7 SECTION 6. Section 15.001(12), Water Code, as added by
8 Chapter 1367, Acts of the 77th Legislature, Regular Session, 2001,
9 is repealed.

10 SECTION 7. Section 775.001(3), Government Code, is
11 repealed.

12 SECTION 8. The changes in law made by Sections 1, 2, 3, 5,
13 and 6 of this Act apply only to an application for assistance that
14 is filed on or after the effective date of this Act.

15 SECTION 9. This Act takes effect immediately if it receives
16 a vote of two-thirds of all the members elected to each house, as
17 provided by Section 39, Article III, Texas Constitution. If this
18 Act does not receive the vote necessary for immediate effect, this
19 Act takes effect September 1, 2003.

HB 2254
HB 2254
4/14/03

78TH LEGISLATURE

COAUTHOR AUTHORIZATION

(please request your coauthors to sign this form
in lieu of the front or the back of the original bill)

Bill or Resolution Number:

signature of primary author

printed name of primary author

Date

PERMISSION TO SIGN

HB 2254
(bill or resolution #)

HAS BEEN GIVEN TO (check only one of the following):

☒ ALL REPRESENTATIVES

THE FOLLOWING REPRESENTATIVE(S):

I authorize the Chief Clerk to include my name as a coauthor of the legislation indicated above:

A2115 Allen	Date	A2450 Cook, Byron	Date	A2795 Farabee	Date
A2125 Alonzo	Date	A2565 Cook, Robert "Robby"	Date	A2810 Farrar	Date
A2160 Bailey	Date	A2595 Corte	Date	A2840 Flores	Date
A2170 Baxter	Date	A2605 Crabb	Date	A2850 Flynn	Date
A2205 Berman	Date	A2610 Craddick	Date	A2920 Gallego	Date
A2230 Bohac	Date	A2640 Crownover	Date	A2925 Garza	Date
A2250 Bonnen	Date	A2620 Davis, John	Date	A2960 Gattis	Date
A2280 Branch	Date	A2625 Davis, Yvonne	Date	A2945 Geren	Date
A2265 Brown, Betty	Date	A2635 Dawson	Date	A2935 Giddings	Date
A2270 Brown, Fred	Date	A2680 Delisi	Date	A2985 Goodman	Date
A2255 Burnam	Date	A3385 Denny	Date	A2990 Goolsby	Date
A2295 Callegari	Date	A2690 Deshotel	Date	A3010 Griggs	Date
A2290 Campbell	Date	A2705 Driver	Date	A3020 Grusendorf	Date
A2350 Canales	Date	A2665 Dukes	Date	A3045 Guillen	Date
A2300 Capelo	Date	A2660 Dunnam	Date	A3030 Gutierrez	Date
A2490 Casteel	Date	A2650 Dutton	Date	A3035 Haggerty	Date
A2495 Castro	Date	A2770 Edwards	Date	A3050 Hamilton	Date
A2585 Chavez	Date	A2775 Eiland	Date	A2695 Hamric	Date
A2480 Chisum	Date	A2780 Eissler	Date	A3160 Hardcastle	Date
A2525 Christian	Date	A2785 Elkins	Date	A3165 Harper-Brown	Date
A2435 Coleman	Date	A2790 Ellis	Date	A3170 Hartnett	Date

A3180 Heflin	Date	A3715 Madden	Date	A4220 Riddle	Date
A3190 Hegar	Date	A3750 Marchant	Date	A4250 Ritter	Date
A3250 Hilderbran	Date	A2835 Martinez Fischer	Date	A4270 Rodriguez	Date
A3275 Hill	Date	A3665 McCall	Date	A4350 Rose	Date
A3305 Hochberg	Date	A3650 McClendon	Date	A4420 Seaman	Date
A3290 Hodge	Date	A3845 McReynolds	Date	A4525 Smith, Todd	Date
A3325 Homer	Date	A3830 Menendez	Date	A4540 Smith, Wayne	Date
A3320 Hope	Date	A3815 Mercer	Date	A4530 Smithee	Date
A3330 Hopson	Date	A3840 Merritt	Date	A4550 Solis	Date
A3315 Howard	Date	A3835 Miller	Date	A4505 Solomons	Date
A3340 Hughes	Date	A3855 Moreno, Joe	Date	A4560 Stick	Date
A3355 Hunter	Date	A3860 Moreno, Paul	Date	A4570 Swinford	Date
A3360 Hupp	Date	A3870 Morrison	Date	A4585 Talton	Date
A3375 Isett	Date	A3865 Mowery	Date	A4600 Taylor	Date
A3405 Jones, Delwin	Date	A3885 Naishtat	Date	A4605 Telford	Date
A3420 Jones, Elizabeth	Date	A3895 Nixon	Date	A4630 Thompson	Date
A3400 Jones, Jesse	Date	A3900 Noriega	Date	A4650 Truitt	Date
A3475 Keel	Date	A3880 Oliveira	Date	A4685 Turner	Date
A3410 Keffer, Bill	Date	A3886 Olivo	Date	A4695 Uresti	Date
A3480 Keffer, Jim	Date	A4100 Paxton	Date	A4700 Van Arsdale	Date
A3470 King	Date	A4140 Pena	Date	A4800 Villarreal	Date
A3495 Kolkhorst	Date	A4160 Phillips	Date	A4995 West	Date
A3485 Krusee	Date	A4180 Pickett	Date	A5000 Wilson	Date
A3450 Kuempel	Date	A4185 Pitts	Date	A5020 Wise	Date
A3510 Laney	Date	A4200 Puente	Date	A5015 Wohlgemuth	Date
A3540 Laubenberg	Date	A4230 Quintanilla	Date	A4980 Wolens	Date
A3605 Lewis	Date	A4240 Rangel	Date	A4985 Wong	Date
A3620 Luna	Date	A4215 Raymond	Date	A5005 Woolley	Date
A3700 Mabry	Date	A4236 Reyna	Date	A5150 Zedler	Date

H.B. No. 2254

By

KHB

A BILL TO BE ENTITLED
AN ACT

relating to the eligibility of nonborder areas for certain state assistance and coordinated outreach.

MAR 11 2003

Filed with the Chief Clerk

MAR 18 2003

Read first time and referred to Committee on Border and International Affairs

Reported favorably (as amended)
(as substituted)

Sent to Committee on (Calendars)
(Local & Consent Calendars)

Read second time (comm. subst.) (amended); passed to third reading (failed) by a (non-record vote)
(record vote of yeas, nays, present, not voting)

Constitutional rule requiring bills to be read on three several days suspended (failed to suspend)
by a vote of yeas, nays, present, not voting

Read third time (amended); finally passed (failed to pass) by a (non-record vote)
(record vote of yeas, nays, present, not voting)

Engrossed

Sent to Senate

CHIEF CLERK OF THE HOUSE

OTHER HOUSE ACTION:

Received from the House

Read and referred to Committee on _____

Reported favorably _____

Reported adversely, with favorable Committee Substitute; Committee Substitute read first time

Ordered not printed

Laid before the Senate

Senate and Constitutional Rules to permit consideration suspended by (unanimous consent)
(yeas, nays)

Read second time, _____, and passed to third reading by (unanimous consent)
(a viva voce vote)
(yeas, nays)

Senate and Constitutional 3 Day Rules suspended by a vote of yeas, nays

Read third time, _____, and passed by (a viva voce vote)
(yeas, nays)

Returned to the House

SECRETARY OF THE SENATE

OTHER SENATE ACTION:

_____ Returned from the Senate (as substituted)
(with amendments)

_____ House concurred in Senate amendments by a (non-record vote)
(record vote of _____ yeas, _____ nays, _____ present, not voting)

_____ House refused to concur in Senate amendments and requested the appointment of a conference committee
by a (non-record vote) (record vote of _____ yeas, _____ nays, _____ present, not voting)

_____ House conferees appointed: _____, Chair; _____,
_____, _____, _____

_____ Senate granted House request. Senate conferees appointed: _____, Chair;
_____, _____, _____, _____

_____ Conference committee report adopted (rejected) by the House by a (non-record vote)
(record vote of _____ yeas, _____ nays, _____ present, not voting)

_____ Conference committee report adopted (rejected) by the Senate by a (viva voce vote)
(record vote of _____ yeas, _____ nays)